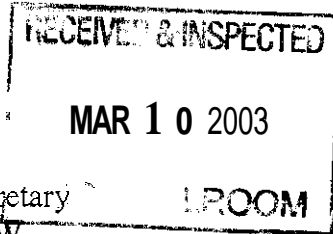


YESHIVA KTANA OF PASSAIC

ישיבה קטנה ד'פאסיק



March 5, 2003



FCC

Office of the Secretary

445-12th Street SW

Washington DC 20554

Re: CC Docket Nos. 96-45 & 97-21

Billed Entity Number: 197812

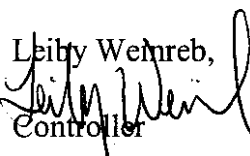
471 Application Number: 259799

Dear Sirs.

Please find attached a copy of the USAC denial of funding for Year 7/01-6/02 due to our 470 not being certified (it was filed online but the sheet with signature was not received). While we have a record of sending it, we do not have any proof of delivery. Since program rules require this certification in order to establish the bidding process, our funding was denied.

I would like to appeal this decision on the funding for our recurring invoices (such as local, long distance, and cell phone bills (Funding request numbers 656284, 656351, 656411, 656531, 656896). Since there is no bidding process on these items, I feel that the loss of a signature sheet should not be grounds to withhold funding. While I know rules are rules, I still do not understand why a second chance should not be given. For example if someone forgets to sign a tax form or contract, it is sent back for correction and eventually the refund or deal is processed. If we filed the form 470 but left off the signature (since it was not received that it the assumption) and subsequently submitted it, we should still receive the funding since it did not affect the bidding in any way.

Thank you for your consideration.

Leily Weinreb,

 Controller

No. of Copies rec'd _____
 List ABCDE _____

MAR 10 2003
12:00 PM

MAR 10 2003
12:00 PM

• Upon review of the appeal it was determined that **your** Form **470** has not been certified by the SLD. The SLD's records indicate that **you** were contacted during initial review and asked if this is the establishing Form **470** for these services. You acknowledged that this is the **Form 470** used to establish competitive bidding for the services requested during that contact. You were contacted during appeal on 1/22/2002 by e-mail. At that time you were asked to confirm if this is the establishing Form 470 for these services, and if so, to provide proof of mailing for the certification page. The SLD has no record of a response. **You** were subsequently contacted by telephone on 11/11/02 and asked if proof of mailing was available. After reviewing the file for **this** Form **470**, you stated that proof of mailing was not included in the file, so it must have been sent by regular **mail**. Review of the SLD's database indicates that this is the only Form **470** you have filed in Funding Year 2001. Program rules require Forms **470** and **471**, as well as their certification pages, be received by the SLD postmarked **on** or before 1/18/2001 to be considered **as** received within the Funding Year window. The SLD has no record of receipt of your Form **470** certification. Upon contact by the SLD during review of this appeal, you were unable to provide proof of mailing to verify that the Form **470** certification was timely filed. Consequently, the appeal is denied.

- **Our** records indicate that your Form **470** Certification was not postmarked prior to the close of the filing window on January 18th, 2001. During the course of appeal review you were contacted to provide proof of mailing, and you indicated that you could not prove that the Form **470** Certification was mailed prior to January 18th, 2001. Therefore, the SLD must rely on its records.
- Program rules for Funding Year **Four** require that **Form 470** Certifications be postmarked no later than January 18th, 2001 in order for the Form **470** to be valid and establish the bidding for these services. Since **our** records indicate that your Form **470** Certification did not meet this requirement, it cannot be **used** to establish the bidding for this service. During initial review you indicated that **this** was the establishing Form **470**. Consequently, your appeal is denied for referencing a **Form 470** that was not certified before the close of the filing window.

If you believe there is a basis for further examination of your application, you may file an appeal with the Federal Communications Commission (FCC) via United States Postal Service: FCC, Office of the Secretary, 445-12th Street SW, Washington, DC 20554. If you are submitting your appeal to the FCC by other than United States Postal Service, check the SLD web site for more information. Please reference CC Docket Nos. 96-45 and 97-21 on the first page of your appeal. The FCC must RECEIVE your appeal WITHIN 60 DAYS OF THE ABOVE DATE ON THIS LETTER for your appeal to be filed in a timely


fashion. Further information and new options for filing an appeal directly with the FCC
can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site,
www.sl.universalservice.org.

We thank you ~~for~~ your continued support, patience, and cooperation during the appeal
process.

Schools and Libraries Division
Universal Service Administrative Company